

DEC 05 2006



4845 Pearl East Circle
Suite 300
Boulder, CO 80301
(720) 931-3000, Fax (720) 931-3001

Direct Dial Number:
(720) 931-3012

www.lathropegage.com

2345 Grand Boulevard,
Suite 2800
Kansas City, MO 64108-2612
(816) 292-2000, Fax (816) 292-2001

230 Park Avenue
Suite 1847
New York, NY 10169
(212) 850-6220, Fax (212) 850-6221

314 East High Street
Jefferson City, MO 65101
(573) 893-4336, Fax (573) 893-5398

10851 Mastin Blvd.
Building 82, Suite 1000
Overland Park, KS 66210-1669
(913) 451-5100, Fax (913) 451-0875

370 17th Street
Suite 4650
Denver, CO 80202-5607
(720) 931-3200, Fax (720) 932-3201

1845 S. National
Springfield, MO 65805-4288
(417) 886-2000, Fax (417) 886-9126

1010 Market Street
Suite 1300
St. Louis, MO 63101-2000
(314) 613-2500, Fax (314) 613-2550

1200 G Street, N.W.
Suite 800
Washington, D.C. 20005
(202) 434-8984, Fax (202) 434-8992

December 5, 2006

From: Dan Cleveland, Jr.

Matter No.: 392902

To:	Company:	Fax Number:	Phone Number:
Mail Stop Amendment Commissioner for Patents	United States Patent & Trademark Office	571-273-8300	

Number of Pages Transmitted (including this cover sheet): 7

Message:

In re application of: Neil McClure

Application No.: 10/074,839

Art Unit.: 3623

Filed: October 24, 2001

Examiner: Van Doren, Beth

For: Equal Time Ballot Rotation

If you have a problem receiving this facsimile, please call: (720) 931-3000

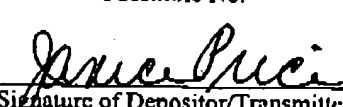
Fax Attendant: _____

CONFIDENTIALITY NOTE:

The information in this facsimile message ("fax") is sent by an attorney or his/her agent, is intended to be confidential and for the use of only the individual or entity named above. The information may be protected by attorney/client privilege, work product immunity or other legal rules. If the reader of this message is not the intended recipient, you are notified that retention, dissemination, distribution or copying of this fax is strictly prohibited. If you receive this fax in error, please notify us immediately by telephone and return it to the address above. Thank you.

DEC 05 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF TRANSMISSION (37 CFR 1.8)			Arty Docket No.
Applicant(s): Neil McClure			392902
Application No.	Filing Date	Examiner	Group Art Unit
10/074,839	October 24, 2001	Van Doren, Beth	3623
Title: Equal Time Ballot Rotation			
Date of Transmittal: <u>December 5, 2006</u>			
I hereby certify that the following documents:			
1. Transmittal Form (1 page)			
2. Response (4 pages)			
3. Fax Cover Sheet (1 page)			
are being transmitted via facsimile number 571-273-8300 to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated above.			
Janice Price Name of Depositor/Transmitter			
571-273-8300 Facsimile No.			
 Signature of Depositor/Transmitter			

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/074,839
	Filing Date	October 24, 2001
	First Named Inventor	Neil McClure
	Art Unit	3623
	Examiner Name	Van Doren, Beth
Total Number of Pages in This Submission	Attorney Docket Number	392902

RECEIVED
CENTRAL FAX CENTER
DEC 05 2006

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of transmission Fax cover page
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Lathrop & Gage LC		
Signature			
Printed Name	Dan Cleveland, Jr.		
Date	December 5, 2006	Reg. No.	36.106

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Janice Price	Date	December 5, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

Attorney Docket No.: 392902

DEC 05 2006**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s):	Neil McClure	Confirmation No.	6338
Serial No.:	10/074,839	Group No.:	3623
Filed:	October 24, 2001	Examiner:	Van Doren, Beth
For:	EQUAL TIME BALLOT ROTATION		

December 5, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

The Applicant is responding to the Office Action dated September 5, 2006.

Remarks begin on page 2.